

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF NEW YORK

IN RE: EDWARD&CHRISTINA BUSHEE
31 BUELL AVE
BALLSTON LAKE, NY

TRUSTEE'S NOTICE OF
OBJECTION TO PROPOSED
MODIFICATION

12019

CASE NO: 10-11755

Please take notice that the undersigned Trustee hereby objects to the proposed modification for the following reason(s):

X

_____ (1) The proposed modification does not meet the requirements of 11 U.S.C. 1325, in that:

X

_____ A) Modification has not been proposed in good faith.

_____ B) Modification does not satisfy the liquidation test.

_____ C) Modification proposes a lump sum payment without evidence of source of payment.

_____ D) Modification proposes completion of the plan in less than 36 months without 100% payment to all creditors.

X

_____ E) Amended Schedules I & J are required to verify that all of the debtors disposable income will be funded into the plan.

_____ (2) Insufficient information is provided for the basis of the modification.

_____ (3) The proposed modification does not comply with 11 U.S.C. 1329(c). (The modified plan is not feasible.)

_____ (4) The proposed modification does not comply with 11 U.S.C. 1325(b).

X

_____ (5) Other: TRUSTEE REQUESTS 2010 TAX RETURN AND CURRENT SCHEDULES I AND J TO DEMONSTRATE GOOD FAITH OF REDUCED PAYMENT AMOUNT

Dated: May 10, 2011

/s/ Andrea E. Celli

Andrea E. Celli, Trustee
7 Southwoods Boulevard
Albany, NY 12211

CERTIFICATE OF MAILING

The undersigned hereby certifies that a copy of this objection was mailed this date to the parties noted below:

May 10, 2011

/s/ Sandra Spring

Dated: _____

Signed: _____

Debtor(s): Above

Attorney: BRANDI BURNS

LAW OF MICHAEL W. SCHAEFER
229 WASHINGTON STREET
SARATOGA SPRINGS, NY

(by Electronic Service)